

HOUSE BILL 3582
By Hood

AN ACT to amend Chapter 215 of the Private Acts of 1996; as amended by Chapter 149 of the Private Acts of 2000, Chapter 159 of the Private Acts of 2000, and any other acts amendatory thereto, relative to the Rutherford County Development Tax.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Section 7 of Chapter 215 of the Private Acts of 1996; as amended by Chapter 149 of the Private Acts of 2000, Chapter 159 of the Private Acts of 2000, and any other acts amendatory thereto is amended by deleting the Section in its entirety and by substituting instead the following language:

SECTION 7.

(a) For the exercise of the privilege described herein, Rutherford County imposes a tax on each lot of covered single-family development or in the case of multi-family development on each unit proposed for human habitation, in an amount not to exceed twenty-five hundred dollars (\$2,500) per lot or unit payable as follows:

(1) one-half of the amount due and payable as established pursuant to subsection (c) per lot or unit prior to the time the final plat of the development containing said lot or unit is recorded in the register of deeds office; and

(2) one-half of the amount due and payable as established pursuant to subsection (c) per lot or unit at the time the building permit is issued and obtained.

The amount due and payable under the provisions of this subsection shall be at the rate in effect at the time the final plat of the development containing said lot or unit is recorded in the register of deeds office.

(b) In the event a single or multi-family structure is placed upon property and a plat is not required by applicable provisions of the general law, then in that event, the entire amount of the tax as established by the Rutherford County Legislative Body pursuant to subsection (c) shall be paid, in its entirety, at the rate in effect at the time the building permit is issued and obtained.

(c) The Rutherford County Legislative Body is authorized to adjust the tax once annually, increasing or decreasing the tax effective July 1 of each year, upon a two-thirds (2/3) vote of the County Legislative Body; but in no event shall the tax exceed twenty-five hundred dollars (\$2,500) per lot or unit.

SECTION 2. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the County Legislative Body of Rutherford County. Its approval or nonapproval shall be proclaimed by the presiding officer of the County Legislative Body and certified to the Secretary of State.

SECTION 3. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 2.